

AD 120 (Rev. 08/10)

TO: Mail Stop 8 Director of the U.S. Patent and Trademark Office P.O. Box 1450 Alexandria, VA 22313-1450	REPORT ON THE FILING OR DETERMINATION OF AN ACTION REGARDING A PATENT OR TRADEMARK
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In Compliance with 35 U.S.C. § 290 and/or 15 U.S.C. § 1116 you are hereby advised that a court action has been filed in the U.S. District Court District of North Dakota - Southeastern Division on the following

☐ Trademarks or ☒ Patents (☐ the patent action involves 35 U.S.C. § 292)

DOCKET NO. 3:05-cv-17	DATE FILED 2/18/2005	U.S. DISTRICT COURT District of North Dakota - Southeastern Division
PLAINTIFF ATI, Inc.		DEFENDANT Titan Machinery, Inc. Fargo Products, LLC
PATENT OR TRADEMARK NO	DATE OF PATENT OR TRADEMARK	HOLDER OF PATENT OR TRADEMARK
1 RE36,284	8/31/1999	ATI, Inc. (f/k/a AgTracks, Inc.)
2 RE36,284 F1	11/25/2008	ATI, Inc. (f/k/a AgTracks, Inc.)
3 6,074,025	6/13/2000	ATI, Inc. (f/k/a AgTracks, Inc.)
4		
5		

In the above—entitled case, the following patent(s)/ trademark(s) have been included:

DATE INCLUDED	INCLUDED BY	
	<input type="checkbox"/> Amendment <input type="checkbox"/> Answer <input type="checkbox"/> Cross Bill <input type="checkbox"/> Other Pleading	
PATENT OR TRADEMARK NO	DATE OF PATENT OR TRADEMARK	HOLDER OF PATENT OR TRADEMARK
1		
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4		
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In the above—entitled case, the following decision has been rendered or judgement issued:

DECISION/JUDGEMENT See the following attached documents: Amended Judgment dated 10/25/10 at docket no. 72; Amended Order dated 10/25/10 at docket no. 71; Consent Decree and Order of Dismissal with Prejudice dated 10/20/10 at docket no. 69.

CLERK Robert Ansley	(BY) DEPUTY CLERK /s/ Lori A. Haberer	DATE 10/26/2010
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Copy 1—Upon initiation of action, mail this copy to Director Copy 3—Upon termination of action, mail this copy to Director
 Copy 2—Upon filing document adding patent(s), mail this copy to Director Copy 4—Case file copy

10/12/2010	67	Minute Entry for proceedings held before Magistrate Judge Karen K. Klein: Settlement Conference held on 10/12/2010. Case settled pending final approval of written documents. (jo) (Entered: 10/13/2010)
09/23/2010	66	NOTICE of Hearing: Settlement Conference reset for 10/12/2010 at 10:30 AM in Chambers before Magistrate Judge Karen K. Klein. (Previously set for 9/23/2010 at 10:00 AM in Chambers before Magistrate Judge Karen K. Klein). (AS) (Entered: 09/23/2010)
09/22/2010		Deadlines and Hearings terminated. Settlement conference set for 9/23/10 to be rescheduled. (NJM) (Entered: 09/22/2010)
09/13/2010	65	NOTICE of Hearing: Settlement Conference reset for 9/23/2010 at 10:00 AM in Chambers before Magistrate Judge Karen K. Klein. (Previously set for 9/15/2010 at 10:00 AM in Chambers before Magistrate Judge Karen K. Klein). (AS) (Entered: 09/13/2010)
08/20/2010	64	NOTICE of Hearing: Settlement Conference reset for 9/15/2010 at 10:00 AM in Chambers before Magistrate Judge Karen K. Klein. (Previously set for 9/3/2010 at 10:00 AM in Chambers before Magistrate Judge Karen K. Klein). (AS) (Entered: 08/20/2010)
08/18/2010	63	NOTICE of Hearing: Settlement Conference reset for 9/3/2010 at 10:00 AM in Chambers before Magistrate Judge Karen K. Klein. (Previously set for 8/16/2010 at 10:30 AM in Fargo Chambers before Magistrate Judge Karen K. Klein). (AS) (Entered: 08/18/2010)
08/13/2010		Deadlines and Hearings terminated: Settlement Conference set for 8/16/2010 at 10:30 AM in Fargo Chambers before Magistrate Judge Karen K. Klein is cancelled. The Settlement Conference will be rescheduled at a later date. (AS) (Entered: 08/13/2010)
07/30/2010	62	Minute Entry for proceedings held before Magistrate Judge Karen K. Klein: Status Conference held on 7/30/2010. (lc) (Entered: 07/30/2010)
07/30/2010	61	ORDER for Settlement Conference by Magistrate Judge Karen K. Klein. Settlement Conference set for 8/16/2010 at 10:30 AM in Fargo Chambers before Magistrate Judge Karen K. Klein. (lh) (Entered: 07/30/2010)
07/22/2010	60	NOTICE of Hearing: Status Conference set for Friday 7/30/2010 at 10:30 AM by telephone before Magistrate Judge Karen K. Klein, plaintiff to initiate the call (chambers number (701)297-7070). (NJM) (Entered: 07/22/2010)
07/22/2010	59	ORDER granting 56 Motion to Lift Stay by Chief Judge Ralph R. Erickson. (AH) (Entered: 07/22/2010)
06/11/2010	58	NOTICE of Substitution of Attorney by Michael S. Raum on behalf of Peter Christianson, Fargo Products, LLC, Fargo Track, Inc., Titan Machinery, Inc. (Raum, Michael) (Entered: 06/11/2010)
06/09/2010	57	RESPONSE to Motion re 56 MOTION lift stay re 54 Order and Request to Reopen this Patent Infringement Litigation filed by Fargo Products, LLC, Titan Machinery, Inc.. (Attachments: # 1 Certificate of Service)(Bremer,

		Dennis) (Entered: 06/09/2010)
06/04/2010	56	MOTION lift stay re <u>54 Order and Request to Reopen this Patent Infringement Litigation</u> by ATI, Inc.. (Attachments: # 1 text of proposed order, # 2 certificate of service)(Jansson, Peter) (Entered: 06/04/2010)
04/19/2007	55	ORDER granting 53 Stipulated Motion for Partial Dismissal as to Count II of the Complaint and Count II of the Counterclaim, by Judge Ralph R. Erickson. (NG) (Entered: 04/19/2007)
04/18/2007		Case Stayed per Order 54 filed 4/18/07. (lc) (Entered: 04/23/2007)
04/18/2007	54	ORDER granting 52 Stipulated Motion for Stay, by Judge Ralph R. Erickson. (NG) (Entered: 04/18/2007)
04/13/2007	53	STIPULATION of Dismissal of <i>Plt Ct. II and Defs CClm Ct. II and related Affirm Defs</i> by Titan Machinery, Inc., Fargo Products, LLC, ATI, Inc.. (Attachments: # 1 Text of Proposed Order Granting Partial Dismissals) (Jansson, Peter) (Entered: 04/13/2007)
04/13/2007	52	STIPULATION to Stay Pending Disposition of Re-Examination by Titan Machinery, Inc., Fargo Products, LLC, ATI, Inc.. (Attachments: # 1 Text of Proposed Order Granting motion to stay case)(Jansson, Peter) (Entered: 04/13/2007)
03/26/2007	51	MOTION Defendants' Request for a Scheduling Order for the Briefing and Hearing on Claim Interpretation by Titan Machinery, Inc., Fargo Products, LLC. (Spaeth, Sidney) (Entered: 03/26/2007)
02/28/2007	50	STATUS REPORT of no settlement by Titan Machinery, Inc., Fargo Products, LLC, ATI, Inc., ATI, Inc., Titan Machinery, Inc., Fargo Products, LLC, Titan Machinery, Inc., Fargo Products, LLC, ATI, Inc.. (Jansson, Peter) (Entered: 02/28/2007)
01/31/2007	49	NOTICE of Hearing: Jury Trial set for 1/7/2008 09:30 AM in Courtroom 1 before Judge Ralph R. Erickson in Fargo:(jo) (Entered: 01/31/2007)
01/31/2007	48	ORDER FOR Settlement Conference set for 12/17/2007 immediately following the final pretrial conference this date in Chambers before Magistrate Judge Karen K. Klein in Fargo by Judge Karen K. Klein (jo) (Entered: 01/31/2007)
01/31/2007	47	ORDER FOR FINAL PRETRIAL CONFERENCE; Final Pretrial Conference set for 12/17/2007 10:00 AM in Chambers before Magistrate Judge Karen K. Klein by Judge Karen K. Klein (jo,) (Entered: 01/31/2007)
01/23/2007	46	Amended SCHEDULING ORDER: Discovery due by 4/30/2007. Expert Witness List due by 7/2/2007 for defendant and 5/31/07 for plaintiff; Dispositive Motions due by 10/19/2007. by Judge Karen K. Klein (copies to non-ecf attorneys) (sb) (Entered: 01/24/2007)
01/22/2007	45	Minute Entry for proceedings held before Judge Karen K. Klein : Motion Hearing held on 1/22/2007 via telephone conference call re 44 MOTION for Extension of Time to Complete Discovery (Court Reporter None.) (sb)

		(Entered: 01/24/2007)
01/19/2007	44	MOTION for Extension of Time to Complete Discovery and Amend Scheduling Order by ATI, Inc.. (Gregor, Shanon) (Entered: 01/19/2007)
10/03/2006	43	NOTICE of rescheduling hearing: Final Pretrial and Settlement Conference set for 4/10/2007 10:30 AM in Chambers before Magistrate Judge Karen K. Klein - Fargo; (previously set for 10/5/06) (jo) (Entered: 10/03/2006)
10/03/2006	42	NOTICE of Hearing: Jury Trial reset to Monday, 4/23/2007 at 9:30 AM in Courtroom 1 in Fargo before Judge Ralph R. Erickson. Court to meet with counsel at 9:00 AM in Courtroom 1 before Judge Ralph R. Erickson. (sg) (Entered: 10/03/2006)
09/12/2006		Deadlines and Hearings terminated (final pretrial & settlement conferences set for 10/5/06 cancelled at this time). (Entered: 09/12/2006)
09/12/2006	41	NOTICE CANCELLING Final Pretrial and Settlement Conferences before Judge Klein set for 10/5/06 (copies to counsel) (sb) (Entered: 09/12/2006)
06/05/2006	40	ORDER (TEXT ONLY) by Judge Karen Klein approving 39 Stipulation filed by ATI, Inc. and Titan Machinery, Inc. (njm) (Entered: 06/05/2006)
05/25/2006	39	Joint Status Statement (STIPULATION) by parties (jo) (Entered: 05/26/2006)
02/28/2006	38	STIPULATION AND AGREED ORDER to Modify the July 1, 2005 Scheduling Order Discovery due by 5/15/2006, Dispositive Motion due by 8/17/2006- by Judge Karen K. Klein (see Order)(copy to counsel and court officials)(jo) (Entered: 03/01/2006)
01/19/2006	37	Minute Entry for proceedings held before Judge Karen K. Klein via telephone: Mid-Discovery Hearing held on 1/19/2006. Stipulation and Motion forthcoming to move all dates previously set out 4 to 5 months. (Court Reporter none) (jo) (Entered: 01/19/2006)
11/07/2005		ORDER (endorsed on stipulation) by Hon. Karen K. Klein granting Stipulation (Joint Statement) requesting that Judge Klein defer ruling on mtn for claim construction briefing sched and to set hrg until the parties again request it [36-1], motion for claim construction briefing schedule and to set hearing [34-1] is deemed withdrawn until parties request a briefing sched all counsel) (lrf) Modified on 11/08/2005 (Entered: 11/08/2005)
10/31/2005	36	Stipulation (Joint Statement) requesting that Judge Klein defer ruling on mtn for claim construction briefing sched and to set hrg until the parties again request it (lrf) (Entered: 11/01/2005)
10/28/2005		PROPOSED Stipulation submitted by plaintiff and defendant lodged with the Clerk; awaiting orig signature of Atty Dennis Bremer (lrf) (Entered: 10/28/2005)
10/07/2005	35	CLERK'S MINUTES: of settlement conf. before Hon. Karen K. Klein ; settlement conference held; case did not settle; parties will meet again on their own; (jlo) (Entered: 10/11/2005)

10/07/2005		PROPOSED Order re motion for claim construction briefing schedule and to set a hearing [34-1] lodged with the Clerk (jlo) (Entered: 10/07/2005)
10/07/2005	34	Joint MOTION for claim construction briefing schedule and to set a hearing (jlo) (Entered: 10/07/2005)
09/29/2005	33	LETTER to Atty Jansson returning witness disclosures as unfiled per Local Rule 16.1(B) (lrf) (Entered: 09/29/2005)
09/27/2005	32	JOINT STATEMENT of terms in dispute pursuant to Order [19-1] dated 7/1/05 (lc) (Entered: 09/28/2005)
09/22/2005		PROPOSED Joint Statement of Terms in Dispute submitted by parties lodged with the Clerk. Waiting for original signatures. (lc) (Entered: 09/23/2005)
09/06/2005	31	NOTICE of Setting: mid-discovery tele-conference scheduled for THURS., 1/19/06 at 10:00 am bef. Judge Klein via telephone; Plaintiff's counsel to initiate the call (cc: all counsel, court (lrf) (Entered: 09/06/2005)
09/06/2005	30	NOTICE of Setting: Jury trial scheduled for MON., 10/23/06 at 9:30 am bef. Judge Erickson in Fargo (est. 10 days); Court will meet with counsel at 9:00 am (cc: all counsel, court officials) (lrf) (Entered: 09/06/2005)
09/06/2005	29	ORDER by Hon. Karen K. Klein ; final settlement conference set for THURS., 10/5/06 at 9:30 immed. following Final Pretrial Conf bef. Judge Klein in Fargo (cc: all counsel) (lrf) (Entered: 09/06/2005)
09/06/2005	28	ORDER by Hon. Karen K. Klein ; Final Pretrial conference set for THURS., 10/5/06 at 9:30 am bef. Judge Klein in Fargo (cc: all counsel) (lrf) (Entered: 09/06/2005)
09/01/2005	27	ANSWER (Reply) TO COUNTERCLAIM [24-2] by counter-defendant ATI, Inc. (lrf) (Entered: 09/01/2005)
08/18/2005	26	ORDER by Hon. Karen K. Klein ; settlement conference set for 10/7/05 at 10:00 am before Magistrate Judge Klein in Fargo (cc: all counsel) (lrf) (Entered: 09/01/2005)
08/17/2005		ORDER by Hon. Karen K. Klein (endorsed on Stipulation) granting Stipulation re confidentiality [25-1] (cc: all counsel) (lrf) (Entered: 09/01/2005)
08/15/2005	25	Stipulation regarding confidentiality w/attached proposed order (lrf) (Entered: 09/01/2005)
08/15/2005	24	ANSWER to complaint [23-1] and COUNTERCLAIM by defendants Titan Machinery & Fargo Products, LLC against plaintiff ATI, Inc. (lrf) (Entered: 09/01/2005)
08/12/2005	23	2ND AMENDED COMPLAINT [8-1] (nunc pro tunc as of July 29, 2005) by plaintiff ATI, Inc.; jury demand terminating defendant/counter-claimant Peter Christianson (lrf) Modified on 08/15/2005 (Entered: 08/15/2005)
08/12/2005	22	ORDER by Hon. Karen K. Klein adopting Stipulation for leave to file Nunc

		Pro Tunc, Plaintiff's Second Amended Complaint for Patent Infringement; [21-1] (cc: all counsel) (lrf) (Entered: 08/15/2005)
08/10/2005		PROPOSED Order re motion Stipulation for leave to file Nunc Pro Tunc, Plaintiff's Second Amended Complaint for Patent Infringement; [21-1] lodged with the Clerk (jlo) (Entered: 08/11/2005)
08/10/2005	21	Stipulation for leave to file Nunc Pro Tunc, Plaintiff's Second Amended Complaint for Patent Infringement; (jlo) (Entered: 08/11/2005)
08/05/2005		ORDER (endorsed on stipulation) by Hon. Karen K. Klein adopting Stipulation to extend time for pltf to amend pleadings [20-1] ; Motion to amend pleadings ddl reset to 8/15/05 (cc: all counsel) (lrf) (Entered: 08/08/2005)
08/01/2005	20	Stipulation to extend time for pltf to amend pleadings (lrf) (Entered: 08/02/2005)
07/29/2005		PROPOSED 2nd Amended Complaint submitted by plaintiff ATI, Inc. lodged with the Clerk (Note: Clerk's Office is awaiting motion for leave to file 2nd Amended Complaint) (lrf) (Entered: 08/01/2005)
07/01/2005	19	Order approving Joint Report of Rule 26(f) meeting by Hon. Karen K. Klein (cc: all counsel) (td) (Entered: 07/05/2005)
06/28/2005	18	CLERK'S MINUTES: of Rule 16(b)Sched. Conf. via tel before Hon. Karen K. Klein ; Scheduling conference held; court will approve plan upon original submission; (jlo) (Entered: 06/28/2005)
06/02/2005	17	REPLY by plaintiff to defendants' counterclaims and affirmative defenses re [13-1], re [13-2] (jlo) (Entered: 06/03/2005)
05/20/2005	16	WAIVER by plaintiff, ATI, Inc. and its attorneys the disqualification of Judge Erickson and wish him to continue to be assigned to this case; (jlo) (Entered: 05/24/2005)
05/19/2005	15	ORDER for Rule 26(f)Planning Meeting and Rule 16(b)Sched. Conf. and Order re: Resolution of Discovery Disputes; by Hon. Karen K. Klein Scheduling conference June 28, 2005 at 10:00a.m. bef. Judge Klein in Fargo; (cc: all counsel) (jlo) (Entered: 05/24/2005)
05/19/2005	14	WAIVER OF JUDICIAL DISQUALIFICATION by dfits represented by Attorney Sidney Spaeth (filed on 5/11/05) (sg) (Entered: 05/19/2005)
05/13/2005	13	ANSWER to Amended complaint [8-1] and COUNTERCLAIMS by dfits Peter Christianson, Titan Machinery, and Fargo Products, LLC against plaintiff (td) (Entered: 05/16/2005)
04/25/2005	12	STIPULATION and ORDER by Hon. Karen K. Klein : extending dfits' time to answer or otherwise plead until May 15, 2005; (cc: all counsel) (jlo) (Entered: 04/26/2005)
04/25/2005	11	NOTICE CONCERNING WAIVER OF JUDICIAL DISQUALIFICATION (sg) (Entered: 04/25/2005)

04/11/2005	10	ORDER by Hon. Karen K. Klein endorsed on motion(#10) granting motion Stipulation to extend dfts' time to answer or otherwise plead [10-1] Answer due ddl set April 22, 2005 (cc: all counsel) (jlo) (Entered: 04/15/2005)
03/30/2005	10	Stipulation to extend dfts' time to answer or otherwise plead with attached PROPOSED Order (lc) (Entered: 04/01/2005)
03/21/2005		PROPOSED Stipulation and Order regarding service of amended complaint submitted by parties lodged with the Clerk because Atty Dennis Bremer is not admitted to USDC-ND. Waiting for PHV paperwork. (lc) (Entered: 03/23/2005)
03/16/2005		REMARK Corrected Exhibit #4 of Amended Complaint received from Plaintiff (td) (Entered: 03/16/2005)
03/07/2005	9	ORDER by Hon. Karen K. Klein: granting motions for attorney Molly McKinley to appear pro hac vice [4-1] and for attorney Peter N. Jansson to appear hac vice [3-1] by plaintiff. (cc: all counsel) (lc) (Entered: 03/08/2005)
02/28/2005	8	AMENDED COMPLAINT [1-1] with attached exhibits by pla; jury demand (lc) (Entered: 03/01/2005)
02/28/2005	7	NOTICE OF DISMISSAL pursuant to Rule 41(a)(1) as to dft Fargo Track, Inc. without prejudice. (lc) (Entered: 03/01/2005)
02/22/2005	6	REPORT on the filing or determination of an action regarding Patent Infringement (cc: Copy 1 of form mailed to register) (lc) (Entered: 02/22/2005)
02/22/2005		Text not available. (Entered: 02/22/2005)
02/18/2005	5	RECEIPT #11123 for \$250 filing fee AND \$60 (2) PHV Adm Fees for attys Jansson and McKinley (lc) (Entered: 02/22/2005)
02/18/2005		PROPOSED Order re pla's motion for attorney Molly McKinley to appear pro hac vice [4-1] and motion for attorney Peter N. Jansson to appear pro hac vice [3-1] lodged with the Clerk (lc) (Entered: 02/22/2005)
02/18/2005	4	MOTION by pla for attorney Molly McKinley to appear pro hac vice (lc) (Entered: 02/22/2005)
02/18/2005	3	MOTION by pla for attorney Peter N. Jansson to appear pro hac vice (lc) (Entered: 02/22/2005)
02/18/2005	2	ATTORNEY APPEARANCE for pla by Shanon Gregor (lc) (Entered: 02/22/2005)
02/18/2005	1	COMPLAINT (Summons(es) issued); jury demand (lc) (Entered: 02/22/2005)

U.S. 10-458 (Rev. 3-00)

United States District Court
District of North Dakota
Southeastern Division

ATI, Inc.,

Plaintiff

AMENDED
JUDGMENT IN A CIVIL CASE

vs.

Titan Machinery, Inc. and
Fargo Products, LLC,

Case No. 3:05-cv-17

Defendants

- ☐ **Jury Verdict.** This action came before the Court for a trial by jury. The issues have been tried and the jury has rendered its verdict.
- ☐ **Decision by Court.** This action came to trial or hearing before the Court. The issues have been tried or heard and a decision has been rendered.
- ☐ **Decision on Motion.** This action came before the Court on motion. The issues have been considered and a decision rendered.
- ☒ **Stipulation.** This action came before the court on motion of the parties. The issues have been resolved.
- ☐ **Dismissal.** This action was voluntarily dismissed by Plaintiff pursuant to Fed. R. Civ. P. 41(a)(1)(ii).

IT IS ORDERED AND ADJUDGED:

The Joint Motion for Entry of Consent Decree and Dismissal is granted. Defendants and their agents, servants, employees, and all persons acting in concert or participation with either of them are permanently enjoined, during the term of the '284 Patent, from making or causing to be made, selling or causing to be sold, or using or causing to be used, anywhere in the United States or its possessions, the Subject Products, except as otherwise permitted under the Settlement Agreement. This case is dismissed with prejudice, this Court retaining jurisdiction of the parties to enforce the Order. Each party will bear its own costs and attorneys' fees in this matter.

Pursuant to the Court's Order filed April 19, 2007, and the Amended Order filed October 25, 2010, Count II of the Complaint and Count II of the Counterclaim as to the 6,074,025 Patent are dismissed with prejudice.

Date: October 25, 2010

CERTIFIED COPY

ROBERT J. ANSLEY, CLERK OF COURT

I hereby certify that this instrument is a true and correct copy of the electronically filed original. /s/ Lori Haberer, Deputy Clerk

ATTEST:
ROBERT ANSLEY, CLERK
United States District Court
District of North Dakota

By Lori Haberer

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NORTH DAKOTA
SOUTHEASTERN DIVISION

ATI, Inc.,)	
)	
Plaintiff,)	AMENDED ORDER GRANTING
vs,)	STIPULATED MOTION FOR
)	PARTIAL DISMISSAL
Fargo Products, LLC, and Titan)	
Machinery, Inc.,)	
)	
Defendants.)	Civil File No. 3:05-cv-17

Before this Court is a stipulated Motion for Partial Dismissal (Doc. #53). Specifically, the parties seek to have both Count II of the Complaint, which alleges infringement of ATI's United States Patent No. 6,074,025, and Count II of the Defendant's Counterclaim, to be dismissed with prejudice.

The Motion is **GRANTED** and it is hereby **ORDERED** that Count II of the Complaint and Count II of the Counterclaim (all relating to Patent No. 6,074,025) are dismissed with prejudice with respect to Defendant's product seen in Exhibit 5 of ATI's complaint. This dismissal preserves the parties' rights to assert claims and counterclaims with respect to the '025 patent and materially-different products.

IT IS SO ORDERED.

Dated this 25th day of October, 2010.

/s/ Ralph R. Erickson
Ralph R. Erickson, Chief Judge
United States District Court

CERTIFIED COPY

I hereby certify that this instrument is a true and correct copy of the electronically filed original.

ATTEST:
ROBERT ANSLEY, CLERK
United States District Court
District of North Dakota

By *Eric A. Haberman*

In view of all of the foregoing, including the stipulation of the parties,

IT IS HEREBY ORDERED THAT:

The Joint Motion for Entry of Consent Decree and Dismissal is GRANTED. More specifically, **IT IS HEREBY FURTHER ORDERED THAT:**

- A. Defendants and their agents, servants, employees, and all persons acting in concert or participation with either of them are permanently enjoined, during the term of the '284 Patent, from making or causing to be made, selling or causing to be sold, or using or causing to be used, anywhere in the United States or its possessions, the Subject Products, except as otherwise permitted under the Settlement Agreement.
- B. This case is dismissed with prejudice, this Court retaining jurisdiction of the parties to enforce this Order.
- C. Each party will bear its own costs and attorneys' fees in this matter.

LET JUDGMENT BE ENTERED ACCORDINGLY.

Dated this 20th day of October, 2010

/s/ Ralph R. Erickson

Honorable Ralph R. Erickson, Chief District Judge
United States District Court

Approved as to form:

For Plaintiff:

JANSSON SHUPE & MUNGER LTD.

By s/Peter N. Jansson

Peter N. Jansson
245 Main Street
Racine, WI 53403
Telephone: 262-632-6900

For Defendants:

CARLSON, CASPERS, VANDENBURGH
& LINDQUIST

By s/Dennis C. Bremer

Dennis C. Bremer
225 South Sixth Street, Ste. 3200
Minneapolis, MN 55402
Telephone: 612-436-9600

CM/ECF - ndd

CLOSED, COPY

U. S. District Court for the District of North Dakota (Southeastern)
CIVIL DOCKET FOR CASE #: 3:05-cv-00017-RRE -KKK
Internal Use Only

Date Filed: 02/18/2005
Date Terminated: 10/21/2010
Jury Demand: Both
Nature of Suit: 830 Patent
Jurisdiction: Federal Question

ATI, Inc. v. Christianson, et al
Assigned to: Chief Judge Ralph R. Erickson
Referred to: Magistrate Judge Karen K. Klein
Demand: \$0
Cause: 28:1338 Patent Infringement

Plaintiff
ATI, Inc.

represented by **Peter N. Jansson**
JANSSON SHUPE & MUNGER LTD
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RACINE, WI 53403
262-632-6900
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LEAD ATTORNEY
ATTORNEY TO BE NOTICED

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Mr.

V.
Defendant
Christianson

(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Dennis C. Bremer
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Michael S. Raum
(See above for address)
ATTORNEY TO BE NOTICED

Sidney J. Spaeth
(See above for address)
TERMINATED: 06/11/2010

Counter Claimant

Peter Christianson
TERMINATED: 08/12/2005

represented by **Sidney J. Spaeth**
(See above for address)
TERMINATED: 08/12/2005

Counter Claimant

Titan Machinery, Inc.

represented by **Alan G. Carlson**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Dennis C. Bremer
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Michael S. Raum
(See above for address)
ATTORNEY TO BE NOTICED

Sidney J. Spaeth
(See above for address)
TERMINATED: 06/11/2010

Counter Claimant

Fargo Products, LLC

represented by **Alan G. Carlson**
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ATTORNEY TO BE NOTICED

Dennis C. Bremer
(See above for address)
LEAD ATTORNEY

ATTORNEY TO BE NOTICED

Michael S. Raum

(See above for address)

ATTORNEY TO BE NOTICED

Sidney J. Spaeth

(See above for address)

TERMINATED: 06/11/2010

V.

Counter Defendant

ATI, Inc.

represented by **Peter N. Jansson**

(See above for address)

LEAD ATTORNEY

ATTORNEY TO BE NOTICED

Shanon M. Gregor

(See above for address)

LEAD ATTORNEY

ATTORNEY TO BE NOTICED

Molly Hogan McKinley

(See above for address)

Date Filed	#	Docket Text
10/26/2010	73	REPORT on the determination of an action regarding Patent. CC:Form mailed to register. (lh) (Entered: 10/26/2010)
10/25/2010	72	CLERK'S AMENDED JUDGMENT of Dismissal with Prejudice (amends Judgment filed at 70) (lh) (Entered: 10/25/2010)
10/25/2010	71	AMENDED ORDER re 55 Order granting Stipulated Motion for Partial Dismissal as to Count II of the Complaint and Count II of the Counterclaim by Chief Judge Ralph R. Erickson (amended to correct a typographical error regarding Patent No. in paragraph two).(CRP) (Entered: 10/25/2010)
10/21/2010	70	CLERK'S JUDGMENT of Dismissal with Prejudice (lh) (Entered: 10/21/2010)
10/20/2010	69	CONSENT DECREE AND ORDER OF DISMISSAL WITH PREJUDICE granting 68 Joint Motion for Entry of Consent Decree and Dismissal by Chief Judge Ralph R. Erickson. (CRP) (Entered: 10/20/2010)
10/15/2010	68	MOTION to Dismiss filed with Consent Decree and Dismissal based on a Settlement Agreement reached by the parties and filed by ATI, Inc.. (Attachments: # 1 Consent Decree & Dismissal, # 2 Exhibit s A-C to Consent Decree)(Jansson, Peter) (Entered: 10/15/2010)